

1 ODA NIEL G. BOGDEN  
United States Attorney  
2 AMBER M. CRAIG  
Assistant United States Attorney  
3 333 Las Vegas Blvd. South  
Suite 5000  
4 Las Vegas, Nevada 89101  
(702) 388-6336

5 **UNITED STATES DISTRICT COURT**  
6 **DISTRICT OF NEVADA**

7 **-oOo-**

8 UNITED STATES OF AMERICA, )  
9 )  
Plaintiff, )

2:13-cr-029-JCM-GWF

10 vs. )

11 DAVID ALLEN GARRETSON, )  
12 )  
Defendant. )  
13 \_\_\_\_\_ )

**MOTION TO CONTINUE  
GOVERNMENT'S DEADLINE TO  
RESPOND TO DEFENDANT'S MOTION  
TO REOPEN DETENTION HEARING**

14 The United States of America, by and through DANIEL G. BOGDEN, United States  
15 Attorney, and AMBER M. CRAIG, Assistant United States Attorney, respectfully move this Court  
16 to allow the Government to file its response to Defendant David Allen Garretson's Motion to  
17 Reopen Detention Hearing by February 19, 2013.<sup>1</sup>

18 This motion is entered into based on the following:

19 1. Government counsel began trial in *U.S. v. Richard Carl Brown*, 2:12-cr-097-RCJ-  
20 VCF on Monday, February 11, 2013, the same day Defendant filed his motion. Counsel spoke to  
21 one another regarding defense counsel's plan to file the motion during the week of January 28,  
22 2013. At that time, Government counsel indicated that she would be in trial starting February 11,  
23 2013. Over a week after that discussion, defense counsel filed the motion on the day Government  
24 counsel commenced trial. The Government anticipates that the trial will end on February 14 or  
25 15, 2013, at which point counsel will have adequate time to respond to the motion.

26 \_\_\_\_\_  
<sup>1</sup> February 18, 2013, is a national holiday and the Court will be closed.

1           2.       Government counsel contact defense counsel and requested that the parties enter a  
2 joint stipulation to continue the Government's response deadline until after counsel is done with  
3 trial. Defense counsel opposed a continuance of the Government's response deadline.

4           3.       The additional time requested herein is excludable in computing the time within  
5 which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States  
6 Code, Section 3161(h)(1)(D) and Title 18, United States Code, Section 3161(h)(7)(A), considering  
7 the factors under Title 18, United States Code, Sections 3161(h)(7)(B)(I) and 3161(h)(7)(B)(iv).

8           4.       This is the Government's first motion to continue its deadline to respond to  
9 Defendant's Motion to Reopen Detention Hearing.

10                   DATED this 12th day of February , 2013.

11  
12                                   Respectfully Submitted,

13                                   DANIEL G. BOGDEN  
14                                   United States Attorney

15                                   /s/ Amber M. Craig

16                                   \_\_\_\_\_  
17                                   AMBER M. CRAIG  
18                                   Assistant United States Attorney  
19  
20  
21  
22  
23  
24  
25  
26

1  
2 **UNITED STATES DISTRICT COURT**  
3 **DISTRICT OF NEVADA**

4 **-oOo-**

5 UNITED STATES OF AMERICA, )

6 Plaintiff, )

7 vs. )

8 DAVID ALLEN GARRETSON, )

9 Defendant. )  
10 \_\_\_\_\_)

**2:13-cr-029-JCM-GWF**

**ORDER**

11 Based upon good cause showing,

12 IT IS THEREFORE ORDERED that the Government's response to Defendant's Motion  
13 to Reopen Detention hearing is due on 20th day of February, 2013.

14 DATED this 12th day of February, 2013.

15  
16 

17 GEORGE FOLEY, JR.  
18 United States Magistrate Judge  
19  
20  
21  
22  
23  
24  
25  
26